



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 8813**
Akihiko KITAJIMA et al. : Attorney Docket No. 2005_0265A
Serial No. 10/526,780 : Group Art Unit 1614
Filed May 20, 2005 : Examiner Phyllis G. Spivack
MEDICINAL COMPOSITION : **Mail Stop: AF**

NOTICE OF APPEAL

THE COMMISSIONER IS AUTHORIZED
TO CHARGE ANY DEFICIENCY IN THE
FEES FOR THIS PAPER TO DEPOSIT
ACCOUNT NO 23-0975

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated May 22, 2007 of the Primary Examiner finally rejecting claims 3-4.

() A timely response to the final rejection has been filed.
(X) The extension fee of \$1,050.00 for a three month extension of time is submitted with the attached Petition for Extension of Time.

(X) The Appeal Fee of [X] \$510.00 (other than Small Entity)
 [] \$255.00 (Small Entity)

(X) is enclosed
() is to be charged to Deposit Account No. 23-0975. The original and two copies of this sheet are enclosed.

11/21/2007 JAD001 00000028 16526780

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() Small entity status of this application is established by the verified statement under 37 CFR 1.9 and 1.27 which
() is enclosed.
() has been previously submitted.

0 The Appeal Fee is not required since it was paid in a prior appeal.

Respectfully submitted,

Akihiko KITAJIMA et al.

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